IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6963 OF 2004

Central Warehousing Corporation .. Petitioners

Vs.

Brihanmumbai Municipal Corporation
and Ors. .. Respondents

Mr.S.I.Shah i/b Mr.S.I.Shah and Co. for the petitioners

Mr.R.D.Suvarna for respondent no.2

**CORAM : S.U.KAMDAR, J**
**DATED : 24TH NOVEMBER, 2005**

P.C.:

. By the present petition, the petitioners are seeking a waiver of deposit u.s. 217 (2b) of the Bombay Municipal Corporation Act under the purported ground that the petitioners are the Central Government undertaking. The provisions of s.217 (2b) of the Bombay Municipal Corporation Act does not give any discretion in the Small Causes Court for waiver of any deposit. In that view of the matter, order passed by the impugned authority cannot be faulted with. The present petition fails

and the same is dismissed accordingly.